

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                           |   |           |
|---------------------------|---|-----------|
| UNITED STATES OF AMERICA, | ) | 8:10CR357 |
|                           | ) |           |
| Plaintiff,                | ) |           |
|                           | ) | ORDER     |
| v.                        | ) |           |
|                           | ) |           |
| DANIEL A. NIETO,          | ) |           |
|                           | ) |           |
| Defendant.                | ) |           |

UPON THE ORAL MOTION OF THE DEFENDANT,

IT IS ORDERED that the Change of Plea hearing is continued to **January 19, 2011 at 3:00 p.m.** before Magistrate Judge F.A. Gossett, Courtroom No. 6, Second Floor, Roman L. Hruska U.S. Courthouse, 111 So. 18<sup>th</sup> Plaza, Omaha, Nebraska.

For this defendant, the time between **January 12, 2011** and the **hearing** on the anticipated plea of guilty **is excluded** for purposes of computing the limits under the Speedy Trial Act. **See** 18 U.S.C. § 3161(h)(1)(I)&(h)(8)(A)(B).

Since this is a criminal case, the defendant must be present, unless excused by the Court.

DATED this 12<sup>th</sup> day of January, 2011.

BY THE COURT:

s/ F.A. Gossett  
United States Magistrate Judge